


**Order of Suspension**  
**(By Chief of Police)**  
**July 17/2017**

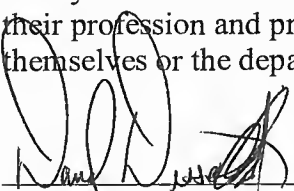
**TO:** Sergeant Brian Loughran Star #201



YOU ARE HEREBY NOTIFIED, pursuant to 65 ILCS section 5/10-2.1-17 of Chapter 65 of the Illinois Compiled Statutes of 2006 and with the express agreement of MAP, the union which represents you that you are suspended without pay as a Police Officer of the Norridge Police Department of the Village of Norridge for a period of 10 days for a total of 80 hours. The dates of the suspension will run from 15 June, 2017 through 28 June, 2017.

*That on to wit, approximately 14 February 2016 at 0042 hours in the County of Walworth in the State of Wisconsin, Sergeant Loughran was stopped for a traffic violation and subsequently arrested on the charge of Operating a Motor Vehicle While Impaired. That Sergeant Loughran was later convicted of the charge of Operating a Motor Vehicle While Impaired in the State of Wisconsin.*

In violation of the following Rules and Regulations of the Police Department of the Village of Norridge, State of Illinois, as passed and approved by the Village of Norridge President and Board of Trustees, that at said time and place Police Sergeant Brian Loughran was guilty of violating Chapter 1, General Rules of Conduct 1.1.2 Department Members shall not violate State Law, Local Ordinance or and agency Rule, Regulation, Policy or Procedure as well as 1.2.1 Department members shall conduct themselves in their profession and private lives in such as manner as to avoid bringing discredit to themselves or the department.

  
\_\_\_\_\_  
Dave Disselhorst  
Chief of Police  
Norridge, Illinois

Received  #201

Union Representative  109

Witness  #403

Date 

Date 7/20/17

Date 7/20/17

Cc: Ursula Kucharski, Chairperson Police Committee  
Norridge Board of Police and Fire Commissioners

**NORRIDGE POLICE DEPARTMENT  
ADMINISTRATIVE PROCEEDING RIGHTS  
(Statutory)**

Name of Accused: Brian Loughran Star #: 201

Rank: Sergeant Unit of Assignment: Detective Division

Date and time given to Accused: 7/14/2017 1449

The law provides that you are to be advised of the following:

- Any admission made in the course of this hearing, interrogation, or examination may be used as the basis for charges seeking your removal or discharge or suspension up to 30 days.
- You have the right to counsel of your choosing to be present with you to advise you at this hearing, interrogation, or examination, and you may consult with him as you desire.
- You have a right to be given a reasonable time to obtain counsel of your own choosing.
- You have no right to remain silent. You have an obligation to truthfully answer questions put to you. You are advised that your statements or responses constitute an official police report.
- If you refuse to answer questions put to you, you will be ordered by a superior officer to answer the question.
- If you persist in your refusal after the order has been given to you, you are advised that such a refusal constitutes a violation of the Rules and Regulations of the Norridge Police Department and will serve as a basis for which your discharge will be sought.
- You are further advised that by law any admission made by you during the course of this hearing, interrogation, or examination cannot be used against you in a subsequent criminal proceeding.

The undersigned hereby acknowledges that he was informed of the above rights.

Signature: [Signature]

WITNESS (Issuing Officer)

[Signature] #109

[Prepare in DUPLICATE]  
Original to file.  
Copy to Accused Member

**NORRIDGE POLICE DEPARTMENT  
WAIVER OF COUNSEL/REQUEST TO SECURE COUNSEL**

Name of Accused: Brian Loughran

Star #: 201 Rank: Sergeant

Unit of Assignment: Detective Division

**WAIVER OF COUNSEL**

I, the undersigned, hereby acknowledge that I have received and read the charges/allegations against me and I knowingly and voluntarily wish to proceed with the hearing, examination, or interrogation without having counsel of my own choosing present to advise me during this hearing, examination, or interrogation.

[Signature]      7/14/17      1449  
Signature      Date      Time

**REQUEST TO SECURE LEGAL COUNSEL**

I, the undersigned, having been advised of my right to counsel of my own choosing at all hearings, examination, and interrogations in connection with the charges/allegations against me which have been given to me in writing and receipt of which is hereby acknowledged, elect to secure the services of counsel and agree to proceed with said hearing, examination, or interrogation at:

\_\_\_\_\_ hours, on \_\_\_\_\_, 20\_\_\_\_, in Room \_\_\_\_\_.

\_\_\_\_\_, Illinois, at which time said hearing, examination, or interrogation shall be commenced. By placing my signature upon this statement, I affirm my wish to secure said counsel and agree to comply with Department hearing, examination, or interrogation scheduled on the date aforesaid.

\_\_\_\_\_  
Signature      Date      Time

WITNESSES:

[Signature]      501      7/14/17  
[Signature]      #109

[PREPARE IN DUPLICATE]  
(Signature of Issuing Officer)  
Original to file.  
Copy to Accused Member.

POLICE DEPARTMENT  
Norridge, Illinois

A-13  
GO 11-13

APPENDIX A

**NORRIDGE POLICE DEPARTMENT  
EMPLOYEE MISCONDUCT INQUIRY/COMPLAINT**

DATE: 06/27/2017 TIME RECEIVED: 9:00 AM

NAME OF COMPLAINANT: David Disselhorst  
(Print in "Anonymous" is name is refused)

ADDRESS OF COMPLAINANT: 4020 N. Olcott Ave  
(Number, Street, City, State, Zip Code)

TELEPHONE #: 708-453-4770  
(Home, Work, Cell, E-Mail)

DATE OF INCIDENT: 2/14/2016 TIME OF INCIDENT: 1242 AM

OFFICER INVOLVED: Brian Loughran STAR # 201

HOW WAS THE COMPLAINT RECEIVED:

☒ In Person ☐ Telephone ☐ Letter ☐ Third party ☐ Other (Explain)

CITIZEN COMPLAINT FORM COMPLETED: ☐ YES (Attached) ☒ NO (Why Not?)

The Investigation is a result of policy/rules  
violations discovered by the Chief of Police

After reviewing the initial complaint and allegation(s) I believe the inquiry should be classified as:

☐ Informal Inquiry (No formal action or follow up necessary)  
☒ Formal Complaint of Misconduct (Follow up investigation should be initiated).

<u>David Disselhorst</u> Supervisor's Signature	<u>501</u> Star #	<u>6/27/17</u> Date	<u>0900</u> Time
<u>Wamektohe</u>	<u>403</u>	<u>6/27/17</u>	<u>0900</u>

**NORRIDGE POLICE DEPARTMENT  
NOTIFICATION OF CHARGES/ALLEGATIONS**

Name of Accused: Brian Loughran Star #: 201  
Rank: Sergeant Unit of Assignment: Detective Divison  
Date and time given to Accused: 06/27/2017

The law provides that if you are charged with a criminal offense or if your separation from the Department would be sought, you are to be advised in writing of the specific illegal or improper acts alleged against or attributed to you.

Furthermore, Department policy provides that you have a right to be advised in writing of the names of complainants and allegations against you prior to any questioning of you concerning the allegation, regardless of the nature of the allegation, and even if the allegation is such that it will not result in the filing of criminal charges or the filing of separation charges.

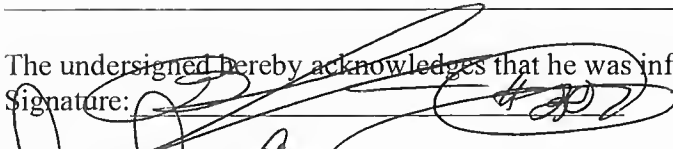
Accordingly, you are hereby advised that the following allegations have been attributed to you:

COMPLAINANTS:

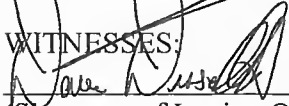
1. Dave Disselhorst
2. \_\_\_\_\_

ALLEGATIONS: Officer Loughran while off duty was charged and  
subsequently convicted of OWI while in Wisconsin in violation of  
rule 1.1.2-Duty to Obey Laws, 1.2.1-On Duty and Off Duty Conduct

The undersigned hereby acknowledges that he was informed of the above rights.

Signature: 

WITNESSES:

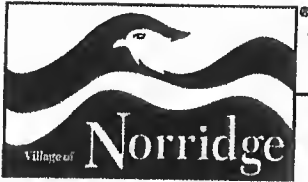
  
(Signature of Issuing Officer)



[PREPARE IN DUPLICATE]

Original to file.

Copy to Accused Member



# VILLAGE OF NORRIDGE POLICE DEPARTMENT

4020 North Olcott Avenue  
708/ 453-4770

• Norridge, Illinois 60706-1199  
FAX 708/ 453-9377

[www.norridgepd.com](http://www.norridgepd.com)

**PRESIDENT**

James Chmura

**CHIEF OF POLICE**

David Disselhorst

03/28/2017

Officer Brian Loughran Star #201



Officer Loughran,

It has come to the attention of this office that effective 03/31/2017 pursuant to a conviction for DUI Alcohol from the state of Wisconsin (Case #B191892) your driving privileges have been suspended by the Illinois Office of the Secretary of State. The job description for Police Sergeant for the Norridge Police Department has as a minimum requirement a valid state of Illinois class D driver's license.

As you no longer meet one of the minimum requirements to complete an essential job function as a Norridge police sergeant you are hereby suspended from duty as a Norridge Police Officer. You will not have any police powers and you will not present yourself as an active Norridge police officer until such time as your driving privileges have been reinstated.

Once your driving privileges have been reinstated you are directed to immediately inform this office upon which time any disciplinary action will be reviewed.

Respectfully

Dave Disselhorst  
Chief of Police

Received

Date



## VILLAGE OF NORRIDGE POLICE DEPARTMENT

4020 North Olcott Avenue  
708/ 453-4770

Norridge, Illinois 60706-1199  
FAX 708/ 453-9377

www.norridgepd.com

**PRESIDENT**

James Chmura

**CHIEF OF POLICE**

James J. Jobe

February 16, 2016

Walworth County Sheriff  
1770 County RD NN  
Elkhorn, WI 53121  
262-741-4400 phone  
262-741-4492 fax

**Attention Records Department:**

On Sunday, February 14, 2016 an employee of the Norridge Police Department, Officer Brian Loughran, was arrested by your department for OWI, operating while intoxicated. My department is conducting an internal investigation of this incident and would appreciate any and all police reports, video, or relevant material collected during this incident.

Please send all correspondence to: 4020 N. Olcott Ave., Norridge, IL 60706, ATTN: Chief Dave Disselhorst. If you have any questions you may call me at 708-453-4770.

Thank you,

David Disselhorst  
Acting Chief of Police



## Walworth County Sheriff's Office

1770 County Road NN - Post Office Box 1004 - Elkhorn, Wisconsin 53121-1004

www.co.walworth.wi.us

February 23, 2016 Kurt Picknell, Sheriff Kevin Williams, Undersheriff

David Disselhort, Acting Chief of Police  
Village of Norridge Police Department  
4020 North Olcott Avenue  
Norridge, IL 60706

Dear Chief Disselhort:

Enclosed are the records you requested. We have redacted some information per Wisconsin state statutes.

As required by state law I am informing you that this denial is subject to review in an action for mandamus under Wis. Stat. 19.37(1) or by application to the DA or AG. Wis. Stat. 19.35(4)(b).

Walworth County seeks to protect personal information of witnesses, complainants and others. The Sheriff's Office redacted the sex, race, address, date of birth, age, height, weight, complexion hair color, eye color, phone number, license plate and vehicle information, and VIN information, of the witness, complainant and other in this response pursuant to *Hempel v. City of Baraboo*, 2005 WI 120, 284 Wis.2d 162, 699 N.W.2d 551. Walworth County withheld the above information based upon privacy concerns of others involved, identity theft issues, and the potential chilling effects on potential future witnesses, complainants and others involved.

Prior to releasing a public record pursuant to an open records request, the Sheriff's Office, mindful of the strong legislative policy of public access to public records, must first determine whether a specific statutory or common law exception applies, preventing disclosure. Once the Sheriff's Office determines that no specific exception prevents disclosure, the Sheriff's Office must then balance the strong "public interest in disclosure of the record against the public interest favoring nondisclosure." *State ex rel Journal Co. v. County Court*, 43 Wis.2d 297, 305, 168 N.W.2d 836 (1969).

Personal information in state motor vehicle records. 18 U.S.C. Secs. 2721-25 The Driver's Privacy Protection Act ("DPPA"), 18 U.S.C. §§ 2721-25.

If you wish to inquire about any other incidents, feel free to contact me in writing, or call 262-741-4471.

Sincerely,

Vicki R. Runnells

Law Enforcement Records Supervisor



# **WALWORTH COUNTY SHERIFF'S OFFICE** **NOTICE OF ARREST**

Case Number: 16-005989				SPN Number:			
Arresting Agency: <input checked="" type="checkbox"/> Sheriff's Office <input type="checkbox"/> Municipal <input type="checkbox"/> State <input type="checkbox"/> DNR <input type="checkbox"/> Federal <input type="checkbox"/> Other:							
Person Arrested (LAST, First, Middle): LOUGHRAN, Brian, Edward				Date of Birth: [REDACTED]		Method of Identification: <input checked="" type="checkbox"/> Official Photo DL/ID State: IL <input type="checkbox"/> Verbally <input type="checkbox"/> Other:	
Address (Street, P.O. Box, City, State, Zip): [REDACTED]				Attends High School? <input type="checkbox"/> Yes, Location: _____ <input checked="" type="checkbox"/> No		If Interpreter Needed: <input type="checkbox"/> Language: _____ <input type="checkbox"/> Hearing	
Address (other Country):				Consular Notification Mandatory? <input type="checkbox"/> YES <input type="checkbox"/> NO		Consulate contact Name and phone number:	
				Notification made by:			
Arrest:		Date of:	Time of:	Location of:			
Booking:		Date of:	Time of:	Arrest: <input type="checkbox"/> City <input checked="" type="checkbox"/> Township <input type="checkbox"/> Village of: Sugar Creek			
Medical Clearance:		<input checked="" type="checkbox"/> N/A		Crime: <input type="checkbox"/> City <input checked="" type="checkbox"/> Township <input type="checkbox"/> Village of: Sugar Creek			
				Vehicle: Blue Overall Parking lot <span style="float:right"><input type="checkbox"/> N/A</span>			
<b>Bond Book Justification</b>							
<p>All persons arrested for a misdemeanor, including a misdemeanor traffic offense, shall be released from custody without a cash bond unless any of the following exist (check all that apply):</p> <p><input type="checkbox"/> The accused does not have proper identification.</p> <p><input type="checkbox"/> The accused appears to represent a danger of harm to him/herself, another person or property.</p> <p><input type="checkbox"/> The accused cannot show sufficient evidence of ties to the community.</p> <p><input type="checkbox"/> The accused has previously failed to appear in court or failed to respond to a citation.</p> <p><input type="checkbox"/> Arrest or further detention is necessary to carry out legitimate investigative action in accordance with law enforcement agency policies.</p>							
<b>MUNICIPAL / COUNTY TRAFFIC AND OTHER NON-CRIMINAL CHARGES</b>							
Description of Violation		Citation #		Bond			
1. Exceeding speed zones		B191891-0		\$ 175.30		<input checked="" type="checkbox"/> N/A <input checked="" type="checkbox"/> County <input type="checkbox"/> Municipal <input type="checkbox"/> Warrant / Commitment	
2. DWI -1st		B191892-1		\$ 937.50		<input checked="" type="checkbox"/> N/A <input checked="" type="checkbox"/> County <input type="checkbox"/> Municipal <input type="checkbox"/> Warrant / Commitment	
3.				\$		<input checked="" type="checkbox"/> N/A <input type="checkbox"/> County <input type="checkbox"/> Municipal <input type="checkbox"/> Warrant / Commitment	
<b>STATE CRIMINAL / STATE TRAFFIC CHARGES</b>							
Description of Violation		Statute		Bond			
1.				\$		<input type="checkbox"/> N/A <input type="checkbox"/> Wisconsin <input type="checkbox"/> Other State <input type="checkbox"/> Warrant / Commitment	
Victim Name: (LAST, First MI) <input type="checkbox"/> N/A		Victim Telephone:		Date of Offense:		Is this a Domestic Abuse Offense? <input type="checkbox"/> Yes (Must Complete Pg 3) <input type="checkbox"/> No	
2.				\$		<input type="checkbox"/> N/A <input type="checkbox"/> Wisconsin <input type="checkbox"/> Other State <input type="checkbox"/> Warrant / Commitment	
Victim Name: (LAST, First MI) <input type="checkbox"/> Same as Charge #: <input type="checkbox"/> N/A		Victim Telephone:		Date of Offense:		Is this a Domestic Abuse Offense? <input type="checkbox"/> Yes (Must Complete Pg 3) <input type="checkbox"/> No	
3.				\$		<input type="checkbox"/> N/A <input type="checkbox"/> Wisconsin <input type="checkbox"/> Other State <input type="checkbox"/> Warrant / Commitment	
Victim Name: (LAST, First MI) <input type="checkbox"/> Same as Charge #: <input type="checkbox"/> N/A		Victim Telephone:		Date of Offense:		Is this a Domestic Abuse Offense? <input type="checkbox"/> Yes (Must Complete Pg 3) <input type="checkbox"/> No	
<b>COURT INFORMATION</b>							
Circuit Court Appearance: Branch: _____				Criminal Charges: Circuit Court, Branch: _____			
For County FORFEITURE violations:				<input type="checkbox"/> Bond Hearing Required			
Date: 03/16/2016 Time: 3:00PM Bond: \$				<input type="checkbox"/> Misdemeanor - Must justify in probable cause statement			
Court Appearance: MUNICIPAL Charges:				<input type="checkbox"/> Criminal Traffic <input type="checkbox"/> Criminal Warrant			
Location:				Date: _____ Time: _____			
Date: _____ Time: PM Bond: \$				Bond Amount: \$			

# **WALWORTH COUNTY SHERIFF'S OFFICE** **NOTICE OF ARREST**

<b>Case Number:</b> 16-005989	<b>Defendant's Name:</b> Loughran, Brian Edward	
Has the defendant been drinking or using drugs? If YES, list PBT/chemical test results or drug types: 0.150 <input type="checkbox"/> Test Refused <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No		
Does defendant have any medical problems of which you are aware? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
Does the defendant have any infectious disease, illness, or injury of which you are aware? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
Was defendant involved in an accident or physical altercation? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
Does defendant have observable mental health problems? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
Has defendant made suicidal comments or shown signs of suicidal behavior? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
Has defendant shown behavior or made statements indicative of an escape risk? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
Has defendant resisted or shown violent behavior? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
Has the defendant sustained physical injury or claimed to suffer physical injury while in your custody? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		
Has the defendant been searched for weapons and/or contraband? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No		
Is the defendant a member of a gang? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No Name of Gang:		
Drug Checklist attached to District Attorney Arrest Report? <input type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> N/A		Sensitive Crimes Checklist attached to District Attorney Arrest Report? <input type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> N/A
Special Bond Request (State Reasons): Book and release to responsible party or when sober		

## **PROBABLE CAUSE STATEMENT: (Check All Statements that Apply)**

- ☒ I have probable cause to believe the defendant committed the offenses indicated on this Notice of Arrest.
- ☒ I am the arresting officer in this case. ☐ I am not the arresting officer in this case.
- ☒ The defendant in this case was arrested without a warrant.
- ☐ Probation and Parole request (apprehension order, or teletype) included with Notice of Arrest.
- ☐ Warrant / Commitment / Writ / Capias signed by Judge or Court Commissioner included with Notice of Arrest.
- ☐ Criminal charge sheet(s) / Information or RMS PC Summary completed and included with arresting agency criminal file.
- ☐ Copy of criminal and/or forfeiture citation(s) completed and included with agency file (front and officer report of each).

☒ The following summary of probable cause is being completed in lieu of a criminal charge sheet or officer report being available at a bond hearing for which this person is confined. I understand that the Judge or Court Commissioner for Walworth County Circuit Court will base his or her decision regarding bond, on information contained in this statement.

On 02/14/2016, at approximately 12:42 AM, on County Trunk A at Walnut Rd., Town of Sugar Creek, County of Walworth, State of Wisconsin, Deputy Pajewski, of the Walworth County Sheriff's Office, observed the a gray Ford Focus, IL Reg V631465 traveling at what I estimated to be 55 MPH in a 40 MPH zone. I activated my radar unit which emitted a clear and consistent tone. I tracked the vehicle for 3 seconds and locked the speed at 53 MPH, which was consistent with my estimation. I stopped the vehicle in the parking lot of the Blue Oval. I made contact and ID the driver as the defendant, Brian E Loughran, [REDACTED], with an IL driver's license. Loughran admitted that he, "did not have enough" when I asked him how much he had to drink. I administered Standardized Field Sobriety Tests and formed the opinion that LOUGHRAN was unable to safely operate a motor vehicle due to impairment. I arrested LOUGHRAN for OWI - 1<sup>st</sup>. I read the Informing the Accused document to LOUGHRAN verbatim. LOUGHRAN agreed to submit a chemical evidentiary test of his breath. I transported LOUGHRAN to the Walworth County Jail. LOUGHRAN refused to submit an evidentiary chemical test of his breath. LOUGHRAN was issued a citation for Speed, OWI - 1<sup>st</sup>, and a traffic court information letter. LOUGHRAN was turned over to Walworth County Jail staff for book and release to responsible party or when sober.

This "Notice of Arrest" certifies that the below arresting officer is a police officer with the below law enforcement agency and is authorized to arrest and detain the above person in the Walworth County Jail in lieu of the above bond or until that person appears before a Judge or Court Commissioner.

**Arresting Law Enforcement Agency:** Walworth County Sheriff's Office

**Arresting Officer's Signature:**

*[Signature]* #8038

**Arresting Officer's Name (Print):**


Deputy Jason Pajewski #8038

**Transporting Officer:**

Deputy Jason Pajewski #8038

**Department:**

Walworth County Sheriff's Office

Walworth County Sheriff's Office		Incident Report	
			
Incident: OWI/DWI-Liquor			
Incident Report Number: 16-005989		Between: Date - Time 2/14/16 00:42	
Incident Location: W5699 Cty Tk A, Elkhorn, WI, 53121			
CFS Code-1: 5404	CFS Code-2: 5499	CFS Code-3:	CFS Code-4:
CFS Code-5:	CFS Code-6:	CFS Code-7:	CFS Code-8:
Name (Last, First, Middle) PAS [REDACTED]		DOB: [REDACTED]	Race/Sex [REDACTED]
Address: (Address, City, State, Zip) [REDACTED]		Home Phone Number	
Employer		Work Phone Number	
Employer Address		Cell Phone Number	
Name (Last, First, Middle) PAS [REDACTED]		DOB: [REDACTED]	Race/Sex [REDACTED]
Address: (Address, City, State, Zip) [REDACTED]		Home Phone Number	
Employer		Work Phone Number	
Employer Address		Cell Phone Number	
<b>SUMMARY</b>  <p>On February 14, 2016, at approximately 12:42 AM, on County Trunk A at Walnut Rd., I, Deputy Pajewski, of the Walworth County Sheriff's Office, observed a gray Ford Focus, IL Reg: [REDACTED] traveling at what I estimated to be 55 MPH in a 40 MPH zone. I activated my radar unit which emitted a clear and consistent tone. I tracked the vehicle for 3 seconds and locked the speed at 53 MPH, which was consistent with my estimation. I stopped the vehicle in the parking lot of the Blue Overall, W5699, Cty Tk A, Town of Sugar Creek, County of Walworth, State of Wisconsin. I made contact and identified the driver as the defendant, Brian E. LOUGHRAN, [REDACTED], DOB: [REDACTED], with an Illinois driver's license. LOUGHRAN admitted that he did, "not have enough..." when I asked him how much he had to drink. I administered Standardized Field Sobriety Tests and formed the opinion that LOUGHRAN was unable to safely operate a motor vehicle due to impairment. I</p>			
CAD Traffic		Vehicle Information: (Year, Make, Model, Style, Color) [REDACTED]	
License Number: [REDACTED]	State: [REDACTED]	Expiration Year: [REDACTED]	Vin: [REDACTED]
Other Vehicle Information:		Insurance Company: [REDACTED]	
Reporting Officer(s): Pajewski, Jason M.		NCIC#	Report Date:
Time Received: 00:54:01	Time Cleared: 03:02:08	Payroll Number: 8038	Pages: 1 Of 3
Unit(s) Assigned: 508, 512, 560, 595	Reviewed by: sh187	Payroll Number: 2226	Copy To

Date:

CFS Code-1:

5404

Incident Report Number:

16-005989

## Walworth County Sheriff's Office

## Continuation

Incident Report Number

16-005989

Incident Location:

W5699 Cty Tk A, Elkhorn, WI, 53121

Incident Date:

02/14/2016

arrested LOUGHRAN for OWI - 1st offense. I read the Informing the Accused document to LOUGHRAN verbatim. LOUGHRAN agreed to submit a chemical evidentiary test of his breath. I transported LOUGHRAN to the Walworth County Jail. LOUGHRAN refused to submit an evidentiary chemical test of his breath. LOUGHRAN did not waive his rights and the drug/alcohol influence report was not completed. LOUGHRAN was issued a citation for Speed, OWI -1st offense, and a traffic court information letter, and a notice of intent to revoke operating privilege. LOUGHRAN was turned over to Walworth County Jail staff for book and release to responsible party or when sober.

Reporting Officer(s):

Pajewski, Jason M.

ID Number

B038

ID Number

Pages:

2 OF 3

## Walworth County Sheriff's Office

## Continuation

Incident Report Number  
16-005989Incident Location:  
W5699 Cty Tk A, Elkhorn, WI, 53121Incident Date:  
02/14/2016

## NAMES

## Arrested

Loughran, Brian Edward [REDACTED] of [REDACTED]

DOB: [REDACTED]

HT: [REDACTED]

WT: [REDACTED]

Hair: [REDACTED]

Eyes: [REDACTED]

Complexion: [REDACTED]

Home Phone: [REDACTED]

Cell Phone: [REDACTED]

Booking#: 16-000140

Case#	Charge	Description	Ct
16-005989	346.57 (5)	Exceed Speed Zones/Post Limits	1
16-005989	346.63 (1) (a)	OWI - Municipal	1

## Passenger

[REDACTED] of [REDACTED]

DOB: [REDACTED]

HT: [REDACTED]

WT: [REDACTED]

Hair: [REDACTED]

## NARRATIVE

SEE DICTATED REPORT

Reporting Officer(s):

Pajewski, Jason M.

ID Number  
8038

ID Number

Page:

3 OF 3

Walworth County Sheriff's Office		Supplementary Report	
Incident Report Number: 16-005989	Incident Location: W5699 Cty Tk A, Elkhorn, WI, 53121	Incident Date: 02/14/2016	
New Incident:	Original CFS Code - 1: 5404	New CFS Code - 1:	New CFS Code - 2:
<b>NARRATIVE</b>			
<p>12:42 AM      Approximate time, Sunday, February 14, 2016, I, Deputy PAJEWSKI of the Walworth County Sheriff's Office, was driving eastbound on County Trunk A when I observed a gray Ford Focus, Illinois registration [REDACTED], travelling westbound on County Trunk A at Walnut Road. I estimated the vehicle to be travelling at 55 miles per hour in a 40 miles per hour zone. I activated my radar unit which emitted a clear and consistent tone. I tracked the vehicle for three seconds and locked the speed at 53 miles per hour which was consistent with my estimation. The radar unit displayed a patrol speed of 41 miles per hour, which was consistent with my speedometer. There were no radar obstructions in the area. I turned around and followed the vehicle. I observed the vehicle quickly turn to the right, veer off of the road onto the unpaved shoulder and then overcorrect and cross the centerline before it straightened out. I activated my red and blue emergency lights to initiate the traffic stop. The vehicle pulled over onto the shoulder and gradually slowed down. It then sped up and quickly turned into the parking lot of the Blue Overall, at W5699 County Trunk A, Town of Sugar Creek, County of Walworth, State of Wisconsin.</p> <p>I made contact with the driver and asked for his driver's license. He gave me his driver's license along with a law enforcement identification card. I advised him to move his vehicle away from the Blue Overall, because the stop was between parked cars and the bar entrance. The driver moved the vehicle to a parking stall on the southwest side of the parking lot. The driver immediately exited vehicle when he stopped. I got out, made contact with the driver, and immediately detected a strong odor of intoxicants on his breath. I asked the driver how much he had to drink. He stated, "...not enough." I asked him to repeat himself and he stated he did not have enough to drink. I identified the driver as Brian E. LOUGHRAN, [REDACTED], [REDACTED] with an Illinois driver's license. I asked him again where he was coming from and he said he was travelling from different bars in Lake Geneva. He stated he was at an Irish bar in Lake Geneva and they were heading home to his friend's house in the Lauderdale Lakes area. LOUGHRAN advised he was a Sergeant with the Norridge Police Department in Illinois and asked me if I was really going to arrest him. I stated we would be completing Standardized Field Sobriety Tests (SFST) and I will form my decision from my observations of the tests. I called for a second squad for a cover officer. While I was waiting for back up to arrive I asked LOUGHRAN if he felt drunk or if he felt buzzed. LOUGHRAN replied that he felt buzzed. LOUGHRAN asked if I was "mic'd." I advised that I was not. LOUGHRAN challenged me and stated that even his small department has microphones.</p>			
Reporting Officer(s): Pajewski, Jason M.	Payroll Number: 8038	Payroll Number:	Report Date: 02/14/2016
Reviewed by: sh220	Payroll Number: 3248	Copy To:	Page: 1 Of 3

## Walworth County Sheriff's Office

## Continuation

Incident Report Number

16-005989

Incident Location:

W5699 Cty Tk A, Elkhorn, WI, 53121

Incident Date:

02/14/2016

1:04 AM                      Approximate time, Deputy Michael LAUDERDALE and Deputy Daniel NELSON, both of the Walworth County Sheriff's Office, arrived on scene. I asked Deputy NELSON and Deputy LAUDERDALE to move their squads onto the west shoulder of County Trunk H to create a safety area to complete SFST. I conducted SFST in that area because the parking lot of the Blue Overall was not paved and not level. I administered SFST to LOUGHRAN.

The first test I explained and administered to LOUGHRAN was the Horizontal Gaze Nystagmus (HGN) Test. I explained the instructions to LOUGHRAN who stated he understood. I checked for visible resting nystagmus, equal tracking, and equal pupil size. LOUGHRAN had equal pupil size, equal tracking and no visible resting nystagmus. I observed lack of smooth pursuit in both eyes, distinct and sustained nystagmus at maximum deviation in both eyes, and onset of nystagmus prior to 45 degrees in both eyes. LOUGHRAN initially moved his head and had to be reminded not to move his head despite stating he understood the direction. I observed six clues in the HGN test.

The next test I administered was the Walk and Turn (WAT) test. I explained and demonstrated the walk and turn test to LOUGHRAN who stated he understood the directions. LOUGHRAN was unable to maintain balance during the instructional phase. LOUGHRAN used his arms for balance throughout the test. LOUGHRAN did not step heel to toe between steps six and seven. LOUGHRAN did not step on the line on step eight and did not step heel to toe between steps eight and nine. On the return pass LOUGHRAN did not step heel to toe between steps four and five. I observed four clues in the WAT test.

The next test I administered to LOUGHRAN was the One Leg Stand (OLS) Test. I explained and demonstrated the directions to LOUGHRAN who stated he understood the directions. LOUGHRAN raised his left foot. LOUGHRAN swayed while balancing and used his arms for balance throughout the test. LOUGHRAN put his foot down and restarted the test. LOUGHRAN put his foot down twice towards the end of the test. I observed four clues in the OLS test.

1:22 AM                      Approximate time, I arrested LOUGHRAN for operating a motor vehicle while under the influence of an intoxicant. Based on my observations, I formed the opinion that LOUGHRAN was unable to safely operate a motor vehicle due to impairment from the vehicle in motion, my contact with LOUGHRAN, and the clues I observed from the SFST. I formed the opinion that LOUGHRAN was unable to safely to operate a motor vehicle due to impairment. To confirm my findings, I administered a Preliminary Breath Test (PBT) to LOUGHRAN. While I was setting up the PBT Deputy LAUDERDALE asked LOUGHRAN what he thought his results would be. LOUGHRAN replied that he thought he was .18. LOUGHRAN consented to the PBT which displayed a result of .15. I arrested LOUGHRAN for operating while intoxicated first offense. I secured

Reporting Officer(s):

Pajewski, Jason M.

ID Number

8038

ID Number

Pages:

2 Of 3

## Walworth County Sheriff's Office

## Continuation

Incident Report Number

16-005989

Incident Location:

W5699 Cty Tk A, Elkhorn, WI, 53121

Incident Date:

02/14/2016

LOUGHRAN'S hands with handcuffs, checked them for tightness, and double locked the handcuffs for his safety. I searched LOUGHRAN for weapons and means of escape and discovered none. LOUGHRAN then secured in my squad car.

1:33 AM                      Approximate time, I read the informing the accused document SP4197 to LOUGHRAN verbatim. LOUGHRAN agreed to submit an evidentiary chemical test of breath at this time. I transported LOUGHRAN to the Walworth County Jail, Deputy NELSON followed. At approximately 01:55 AM, we arrived at the Walworth County Jail. I turned LOUGHRAN over to Deputy NELSON who began the 20 minute observation period at approximately 02:01 AM. At approximately 02:21 AM, Deputy NELSON administered the Intox EC/IR-2 evidentiary breath test, however LOUGHRAN refused to take the test. I issued and explained citation B191891-0 for exceeding speed zones 11-15 miles per hours over the speed limit, adopting state statute 346.57(5), citation B191892-1 for operating while intoxicated first offense, adopting state statute 346.63(1)(a), along with a copy of the Informing the Accused document, a copy of the Intox EC/IR-2 refusal, and a notice of intent to revoke operating privileges, document number MV3396.

2:30 AM                      Approximate time, I completed the Administrative portion of the Informing the Accused document. I read LOUGHRAN the pre-interrogation warning verbatim. LOUGHRAN stated he understood his rights and did not waive his rights. The rest alcohol/drug influence report was not completed. LOUGHRAN was turned over to the Walworth County Jail staff for a book and release to a responsible party or when sober.  
PAJEWSKI/8038:jw

Reporting Officer(s):

Pajewski, Jason M.

ID Number

8038

ID Number

Page(s):

3 Of 3



**INFORMING THE ACCUSED**

SP-4197 4/20/10-2 843.805(4) Wis. State

Wisconsin Department of Transportation

Police Number

16-008989

Under Wisconsin's Implied Consent Law, I am required to read this notice to you:

You have either been arrested for an offense that involves driving or operating a motor vehicle while under the influence of alcohol or drugs, or both, or you are the operator of a vehicle that was involved in an accident that caused the death of, great bodily harm to, or substantial bodily harm to a person, or you are suspected of driving or being on duty time with respect to a commercial motor vehicle after consuming an intoxicating beverage.

This law enforcement agency now wants to test one or more samples of your breath, blood or urine to determine the concentration of alcohol or drugs in your system. If any test shows more alcohol in your system than the law permits while driving, your operating privilege will be suspended. If you refuse to take any test that this agency requests, your operating privilege will be revoked and you will be subject to other penalties. The test results or the fact that you refused testing can be used against you in court.

If you take all the requested tests, you may choose to take further tests. You may take the alternative test that this law enforcement agency provides free of charge. You also may have a test conducted by a qualified person of your choice at your expense. You, however, will have to make your own arrangements for that test.

If you have a commercial driver license or were operating a commercial motor vehicle, other consequences may result from positive test results or from refusing testing, such as being placed out of service or disqualified.

In addition, your operating privileges will also be suspended if a detectable amount of a restricted controlled substance is in your blood.

Will you submit to an evidentiary chemical test of your BREATH ☒ Yes ☐ No  
(breath, blood, urine)

I certify that I have read the above information to RYAN EDWARDS CULCHMAN

who has been arrested for a violation of OWI - 1<sup>st</sup> and have

provided him/her a copy of this form. He/She was identified by ILLINOIS DRIVER'S LICENSE

319/80-1

(Citation Number)

02/19/16 0133AM

(Date and Time Signed)

a.m./p.m.

WALLACOTA COUNTY SHERIFFS OFFICE

(Agency)

[Signature]

(Law Enforcement Officer)

**NOTICE OF INTENT TO REVOKE OPERATING PRIVILEGE**

Wisconsin Department of Transportation

MV3396 1/2013

Law Enforcement / Agency Name: WALCO COUNTY SHERIFF'S OFFICE				
<input type="checkbox"/> State of WI	<input checked="" type="checkbox"/> County	<input type="checkbox"/> City	<input type="checkbox"/> Village	<input type="checkbox"/> Town

Date of Notice (m/d/y): 02/19/16	Time of Notice: 0234	<input type="checkbox"/> am <input type="checkbox"/> pm
Date of Refusal (if Different) (m/d/y): 02		

Name (last, first, middle, initial): JOHN CARL ROJAN E		Birth Date (m/d/y): [REDACTED]	Gender: [REDACTED]	Police Number: [REDACTED]
Address (City, State, ZIP Code): [REDACTED]				
Driver License Number: [REDACTED]	State of License: [REDACTED]	Expires: [REDACTED]	Class Number: B191792-1	
Criminal Complaint Issued: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No				
At time of refusal, check the class and endorsement the defendant operated as: Class: [REDACTED] Endorsement: <input type="checkbox"/> F <input type="checkbox"/> H <input type="checkbox"/> N <input type="checkbox"/> P <input type="checkbox"/> S <input type="checkbox"/> T				
Year and Make of Vehicle Involved in Violation: [REDACTED]		Plate Number: [REDACTED]	Vehicle Identification Number: [REDACTED]	

I, a law enforcement officer, requested you, the above-named person, to submit to one or more chemical tests under s.343.305(9) Wisconsin Statutes. Unless the box for s.346.63(7) is checked below, prior to the request, an officer requested that you take a test under s.343.305(3)(a) or placed you under arrest for a violation of the following Wisconsin state statute or a local ordinance conforming to that statute:

- |  |  |   |  |
|--|--|---|--|
| <input checked="" type="checkbox"/> s.346.63(1)(a) | <input type="checkbox"/> s.346.63(2)(a)2 | <input type="checkbox"/> s.346.63(8)                      | <input type="checkbox"/> s.940.09(1)(b)  |
| <input type="checkbox"/> s.346.63(1)(am)           | <input type="checkbox"/> s.346.63(2)(a)3 | <input type="checkbox"/> s.346.63(7) (No arrest required) | <input type="checkbox"/> s.940.25(1)(a)  |
| <input type="checkbox"/> s.346.63(1)(b)            | <input type="checkbox"/> s.346.63(2m)    | <input type="checkbox"/> s.940.09(1)(a)                   | <input type="checkbox"/> s.940.25(1)(am) |
| <input type="checkbox"/> s.346.63(2)(a)1           | <input type="checkbox"/> s.346.63(5)     | <input type="checkbox"/> s.940.09(1)(am)                  | <input type="checkbox"/> s.940.25(1)(b)  |

**Commercial Motor Vehicle Violations**

☐ If this box is checked, I issued an out-of-service order to you, which specified the date and time it was issued, for the 24 hours after you refused the test.

I complied with s.343.305(4) Wis. Stats. by reading you form SP4197, the *Informing the Accused Notice* form, and provided a copy of that form to you. You refused a request to submit to a test or tests under s.343.305(3) Wis. Stats. Because of this refusal, your operating privileges may be revoked.

You have 10 days from the date of this notice to file a request for a hearing on the revocation with the court named below. (See reverse side for details regarding hearings.) If you do not request a hearing, the court must revoke your operating privileges 30 days from the date of this notice. You will receive a notification from the WisDOT when your privileges are revoked. Address any hearing requests to:

Municipal or Circuit Court Name:

WALCO COUNTY CIRCUIT COURT

Court Street Address, City, State, ZIP Code:

1500 EATTENN, ECKHORN, WI 53121

**Distribution**

- |                 |  |
|-----------------|--|
| White Original: | Court  |
| Yellow Copy:    | Chemical Test Section<br>3502 Kinsman Blvd.<br>Madison, WI 53704 |
| Pink Copy:      | Person Refusing Test   |
| Green Copy:     | District Attorney  |

X [Signature] #4638 JASON PAJEWICKI  
(Enforcement Officer Name - Please Print)

See Reverse Side for Additional Information

## Intox EC/IR-II: Subject Test

WALWORTH CO SHERIFF  
Serial Number: 010144 Test Record Number: 579  
Enforcement Type: 1 - DWI/DUI - DTC  
Uniform Traffic Citation #: B191892-1  
State of Issuance: IL  
Driver's License Number: [REDACTED]  
Subject Name: [REDACTED] BRIAN E  
Subject Sex: [REDACTED]  
Subject Date of Birth: [REDACTED]  
Violation Date: 02/14/2016  
Violation Time: 00:54  
Officer Permit #: 72893  
Arresting Agency: 8400  
20 Minutes Observed: Yes  
Observed BY: D. NELSON  
Start Test Date/Time: 02/14/2016 02:21 CST  
Test Sequence 1:  
Test g/2100 Time  
DIAG Pass 02:21  
BLK 000 02:22  
SUBJ \*\*\* 02:23  
End Test Date/Time: 02/14/2016 02:23 CST

TEST REFUSED

I observed the subject identified above, and certify that she/he did not smoke, regurgitate, vomit, or drink alcoholic beverages, for twenty minutes prior to the time breath specimen was taken.

Observer Signature: [Signature]Operator Signature: [Signature]

2 - Review Examiner Copy

## You Are Notified to Appear

Date

Time

Appearance Required:

NO

MAR-16-2016

03:00 PM

Form No. and Version: CIT

CITATION NO.

MV4017

0901

B191892-1

WALWORTH COUNTY CLERK'S COURT - BY/ON:

1800 COUNTY CENTER

WALWORTH, WI 53121

Estimated Points

DEPOSIT

Cash Card

A

\$937.50

Court Use

DA N

Defendant (Last Name, First, Middle) Street Address, P.O. Box, City, State, Zip

Birth Date

Sex

Race

LOUGHRAN, BRIAN EDWARD

Telephone Number

HT

WT

Hair

Eyes

Driver License/Identification Card Number

State

Exp. Yr.

OPERATING AS:

DRIVER

License Plate Number

Plate type

State

Exp. Yr.

Vehicle Class

Vehicle Endorsements

Vehicle Identification Number

US DOT No.

Hazard No.

Holds CDL

CDL Waiver

Vehicle Year

Make

Type

Color

Plaintiff

Offense Violated

Adopting State Statute

COUNTY OF WALWORTH

88.51

BAC

Overweight

5.26-63(1) (a)

Violation Description

OPERATING WHILE UNDER THE INFLUENCE

Week Day

Date

Time

Actual Speed

Legal

Over

Sunday 02/14/2016

12:54 AM

County

City/Village/Town

WALWORTH 54

SUGAR CREEK - 13 TOWN

ON Hwy No. and/or Street Name

Estimate Distance

531 FT NORTH

From/At Hwy No. and/or Street Name

GPS Coordinates

42.736054

Minor Passenger

Officer Name

Zone: RR - Utility - School - Const

Accident Severity

DET/DEPT DEPUTY PAJEWSKI

Officer ID

Department

Date Citation Served

Method

8038

WALWORTH CO SHERIFF'S OFFICE

2/23/16/2016

IN PERSON

Police # 16-005982

Police Record

Travel Lanes

Road Condition

Traffic

M - MEDIUM

Light Condition

Dark - Not Light

Highway

Dry

Weather Condition

Clear

NOT PHYSICALLY DIVIDED (2-WAY TRAFFIC)

ON 02/14/2016, AT APPROXIMATELY 12:42 AM, ON COUNTY TRUNK A AT WALNUT RD. TOWN OF SUGAR CREEK, COUNTY OF WALWORTH, STATE OF WISCONSIN I, DEPUTY PAJEWSKI, OF THE WALWORTH COUNTY SHERIFF'S OFFICE, OBSERVED THE A GRAY FORD FOCUS, IL REG V631465 TRAVELING AT WHAT I ESTIMATED TO BE 55 MPH IN A NORTH BONE. I ACTIVATED MY RADAR UNIT WHICH EMITTED A CLEAR AND CONSISTENT TONE. I TRACKED THE VEHICLE FOR 3 SECONDS AND LOCKED THE SPEED AT 55 MPH, WHICH WAS CONSISTENT WITH MY ESTIMATION. I STOPPED THE VEHICLE IN THE PARKING LOT OF THE BLUE OVERSKY. I MADE CONTACT AND IN THE DRIVER AS THE DEFENDANT BRIAN E. LOUGHRAN. WITH AN IL DRIVER'S LICENSE. LOUGHRAN ADMITTED THAT HE DID NOT HAVE ENOUGH WHEN I ASKED HIM HOW MUCH HE HAD TO DRINK. I ADMINISTERED STANDARDIZED FIELD SOBRIETY TESTS AND FORMED THE OPINION THAT LOUGHRAN WAS UNABLE TO SAFELY OPERATE A MOTOR VEHICLE DUE TO IMPAIRMENT. I ARRESTED LOUGHRAN FOR OWI - 1ST. I READ THE INFORMING THE ACCUSED DOCUMENT TO LOUGHRAN VERBATIM. LOUGHRAN AGREED TO SUBMIT A CHEMICAL/EVIDENTIARY TEST OF HIS BREATH. I TRANSPORTED LOUGHRAN TO THE WALWORTH COUNTY JAIL. LOUGHRAN REFUSED TO SUBMIT AN


 1531 9/2001 WDO1  
 3-15-11 Wis. State

WISCONSIN UNIFORM CITATION

4. 301 2

 Citation #  
 B191892

EVIDENTIARY CHEMICAL TEST OF HIS BREATH. LOUGHRAN WAS ISSUED A CITATION FOR SPEED, 0MI-1ST, AND A TRAFFIC COURT INFORMATION LETTER. LOUGHRAN WAS TURNED OVER TO WALWORTH COUNTY JAIL STAFF FOR BOOK AND RELEASE TO RESPONSIBLE PARTY OR WHEN HOBBS. I TESTED THE RADAR UNIT BEFORE AND AFTER SHIRT BY BOTH INTERNAL AND EXTERNAL METHODS AND FOUND THE RADAR UNIT TO BE WORKING PROPERLY. SQUAD 8 LAJEWSKI#8038



## You Are Notified to Appear

Date

Time

Form No. and Version CTL

CITATION NO.

Appearance Required:

NO

MAR-16-2016

03:00 PM

MV4017 0901

B191891-0

WALWORTH COUNTY CIRCUIT COURT-TR/OR

1800 COUNTY HWY NN

ELKHORN, WI 53121

Estimated Points DEPOSIT Cash - Card

4

\$175.30

Court Use

DA N

Defendant (Last Name, First, Middle), Street Address, P.O. Box, City, State, Zip

Birth Date

Sex

Race

LOUGHRAN, BRIAN EDWARD

Telephone Number

HT

WT

Hair

Eyes

lbs

Driver License/Identification Card Number

State

Exp. Yr.

OPERATING AS:

DRIVER

License Plate Number

Plate Type

State

Exp. Yr.

Vehicle Class

Vehicle Endorsements

Vehicle Identification Number

US DOT No.

Hazmat No.

Holds CDL

CDL Waiver

Vehicle Year

Make

Type

Color

## Plaintiff

Ordinance Violated

Adopting State Statute

COUNTY OF WALWORTH

66-1

BAC

Overweight

346.57 (5)

Violation Description

Agency Space

EXCEEDING SPEED ZONES, ETC. (11-15 MPH)

16-005989

Week Day

Date

Time

Actual Speed

Legal

Over

SUNDAY 02/14/2016

12:54 AM

53

40

13

County

City/Village/Town

WALWORTH - 64

SUGAR CREEK - 13, TOWN

ON Hwy No. and/or Street Name  
/ A

Estimate Distance

531 FT NORTH

From/AT Hwy No. and/or Street Name

GPS Coordinates

42.736054

WALNUT RD

-88.563985

Minor Passenger

N

Officer Name

Zone: RR - Utility - School - Const

Accident Severity

DEP/DEPU DEPUTY PAJEWSKI

N N N N

Officer ID

Department

Date Citation Served,

Method

8038

WALWORTH CO SHERIFFS OFFICE

FEB/14/2016

IN PERSON

Police # 16-005989

## Police Record

Travel Lanes

Road Condition

Traffic

Light Condition

2

DRY

M - MEDIUM

Dark-Not-Ligh

Highway

Weather Condition

NOT-PHYSICALLY-DIVIDED- (2-WAY TRAFFIC)

CLEAR

OVERALL. I MADE CONTACT AND ID THE DRIVER AS THE DEFENDANT, BRIAN E LOUGHRAN, [REDACTED] WITH AN IL DRIVER'S LICENSE. LOUGHRAN ADMITTED THAT HE, "DID NOT HAVE ENOUGH" WHEN I ASKED HIM HOW MUCH HE HAD TO DRINK. I ADMINISTERED STANDARDIZED FIELD SOBRIETY TESTS AND FORMED THE OPINION THAT LOUGHRAN WAS UNABLE TO SAFELY OPERATE A MOTOR VEHICLE DUE TO IMPAIRMENT. I ARRESTED LOUGHRAN FOR OWI - 1ST. I READ THE INFORMING THE ACCUSED DOCUMENT TO LOUGHRAN VERBATIM. LOUGHRAN AGREED TO SUBMIT A CHEMICAL EVIDENTIARY TEST OF HIS BREATH. I TRANSPORTED LOUGHRAN TO THE WALWORTH COUNTY JAIL. LOUGHRAN REFUSED TO SUBMIT AN EVIDENTIARY CHEMICAL TEST OF HIS BREATH. LOUGHRAN WAS ISSUED A CITATION FOR SPEED, OWI -1ST, AND A TRAFFIC COURT INFORMATION LETTER. LOUGHRAN WAS TURNED OVER TO WALWORTH COUNTY JAIL STAFF FOR BOOK AND RELEASE TO RESPONSIBLE PARTY OR WHEN SOBER. I TESTED THE RADAR UNIT BEFORE AND AFTER SHIFT BY BOTH INTERNAL AND EXTERNAL METHODS AND FOUND THE RADAR UNIT TO BE WORKING PROPERLY. SQUAD 8. PAJEWSKI#8038



## ALCOHOL/DRUG INFLUENCE REPORT

Agency Case # 16-005989

Document # 75719QKRBG

ESP4005 4/2011 Wisconsin Department of Transportation

Page: 1 of 2

Name	DOB	Sex	Citation #	Arrest Time	Arrest Date	Incident Time	Incident Date
LOUGHRAN, BRIAN EDWARD			B191892	01:32 AM	2/14/2016	12:42 AM	2/14/2016
Department			WALWORTH CO SHERIFFS OFFICE				
Condition of Other Occupants			IMPAIRED				

Names of Other Occupants in Vehicle

Describe Clothing: Type, Color, Condition:

JEANS, JACKET, HAT, BOOTS

Breath, Odor of Alcohol Beverage

STRONG

Attitude

COOPERATIVE

Speech

NORMAL

Signs or Complaints of Illness or Injury

NONE OBSERVED

What first led you to suspect alcohol or drug influence?

OBSERVATION OF VEHICLE IN MOTION

Opinion: Is the subject under the influence of intoxicants?

YES

Is the subject's ability to operate a motor vehicle impaired?

YES

Witness(es)

Pre-Interrogation Warning: Before we ask you any questions, you must understand your rights. You have the right to remain silent. Anything you say can and will be used against you in court. You have the right to talk to a lawyer before questioning and to have the lawyer with you during questioning. If you cannot afford a lawyer and want one, a lawyer will be appointed for you without charge prior to any questioning. If you decide to start answering questions at this time, you can stop anytime during the questioning.

Waiver of Rights: I have read, or have had read to me this statement of my rights. I understand what my rights are. I am willing to answer questions at this time. I do not want a lawyer at this time. I understand and know what I am doing.

Date: 2/14/2016 Time: 02:30

Signature

Notes: LOUGHRAN UNDERSTOOD HIS RIGHTS AND DID NOT  
WAIVE HIS RIGHTS.

Witness:

1. Were you operating a motor vehicle?			
2. What street or highway were you on?			
3. Where were you going?		4. Where were you coming from?	
5. What is Today's date?		6. Time?	
7. When did you sleep last?		8. How much sleep did you have?	
9. Is that your normal amount?			
10. Are you under doctor's care?	11. For What?		
12. Have you taken any prescription medication/drugs in the last 24 hours?			14. Time of last use?
13. What Type?			
15. Have you been to a dentist in the past 24 hours?		16. What time?	
17. What kind of dental care did you receive?			
18. Do you have GERD?	19. Do you have diabetes?	20. Are you taking insulin?	21. Last dose?
22. Were you injured recently?	23. Describe:		
24. Do you have any physical defects?	25. Describe:		
26. Have you been drinking?	27. How much?	28. Time Started?	29. Time Stopped?
30. What have you been drinking?		31. Where were you drinking?	
32. With whom were you drinking?			

**ALCOHOL/DRUG INFLUENCE REPORT**Agency Case # **16-005989**Document # **75719QKRBG**

ESP4005 4/2011 Wisconsin Department of Transportation

Page: 2 of 2

33. Have you been using drugs?	34. What type?	
35. From the last time you operated a motor vehicle, have you been drinking or using drugs?		
36. What type?		
37. Are you under the influence of alcohol or drugs at this time?	38. Were you involved in a crash today?	39. Have you been drinking or using drugs since then?
40. What and how much?		
Report Compiled By DEP/DEPU DEPUTY PAJEWSKI		Date Compiled 2/14/2016

## COMMENTS

SUBJECT DID NOT WAVE RIGHTS.



**ALCOHOL/DRUG INFLUENCE REPORT**

ESP4005 1/2010

Wisconsin Department of Transportation

Agency Case # 16-005989

Document # 75719QKRBG

**PRE-INTERROGATION WARNING**

Pre-Interrogation Warning: Before we ask you any questions, you must understand your rights. You have the right to remain silent. Anything you say can and will be used against you in court. You have the right to talk to a lawyer before questioning and to have the lawyer with you during questioning. If you cannot afford a lawyer and want one, a lawyer will be appointed for you without charge prior to any questioning. If you decide to start answering questions at this time, you can stop anytime during the questioning.

Waiver of Rights: I have read, or have had read to me this statement of my rights. I understand what my rights are. I am willing to answer questions at this time. I do not want a lawyer at this time. I understand and know what I am doing.

Date:

Time:

Signature

( LOUGHRAN , BRIAN EDWARD ) DOE [REDACTED]

Notes: LOUGHRAN UNDERSTOOD HIS RIGHTS AND DID NOT WAIVE HIS RIGHTS.

Witness: